



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

TRG

Docket No: 6511-99

17 December 1999

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 14 December 1999. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The record shows that you served in the Navy in an excellent manner from 23 December 1943 until you were honorably discharged on 21 December 1945, a period of 1 year, 11 months and 29 days. During your service, you were evaluated in conduct on several occasions and were assigned the highest possible mark of 4.0 every time. You state that given your excellent record, the service record entry stating that you were not recommended for the Good Conduct Medal is erroneous and you should now be issued that medal.

I am enclosing a page from the Awards Manual concerning the requirements for the Good Conduct Medal at the time of your discharge. You meet all the requirements except for the requirement that you serve on active duty for three years. Therefore, it appears that you were not recommended for the medal because you were not eligible due to the three year requirement. This entry was routinely made in these old records and apparently it was not considered derogatory at the time. Since you did not meet the length of service requirements, the Board concluded that the award of the Good Conduct Medal is not warranted.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director